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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**

7 **-oOo-**

8 UNITED STATES OF AMERICA,) 2:99-CR-00377-RCJ-VCF
9)
Plaintiff,) **GOVERNMENT'S MOTION TO DISMISS**
10) **SUPERSEDING INDICTMENT**
v.)
11)
TRISTAN ANTONY COMPAS,)
12 aka TRISTAN KOMPAS,)
13 Defendant.)

14
15 COMES NOW the United States of America, by and through DANIEL G. BOGDEN, United
16 States Attorney, and RUSSELL E. MARSH, Assistant United States Attorney, and files this Motion
17 for Leave to Dismiss the Superseding Indictment against defendant Tristan Anthony Compas pursuant
18 to Fed. R. Crim. P. 48(a). In support of this motion, the government states as follows:

19 1. On October 20, 2011, this Court held a status conference regarding a letter from
20 defendant Tristan Kompas. At that conference AUSA Peter Levitt informed the Court that he would
21 investigate this matter and report back to the Court at a further status conference, now set for
22 November 8, 2011.

23 2. Since that time, the government has looked into the facts of this case and the status of
24 the defendant. Specifically, it has learned that this case was dismissed against co-defendant Bradford
25 Shack in 2008, following that defendant's death. The government has also confirmed that defendant
26 Tristan Compas is currently incarcerated in the Nevada State Prison system under the name Tristan
Kompas.

1 3. Upon review of the entire record, the United States has determined that, in the best
2 interests of justice, the foregoing Superseding Indictment should be dismissed with prejudice. This
3 is based on the age of the case, the death and dismissal of charges against the co-defendant and the
4 nature of the charges against defendant Compass.

5 WHEREFORE, the United States requests that this Court confer its leave, as required under Rule
6 48(a) of the Federal Rules of Criminal Procedure, and grant this motion to dismiss the Superseding
7 Indictment with prejudice.

8 DATED this 7th day of November, 2011.

9 Respectfully submitted,

10 DANIEL G. BOGDEN
11 United States Attorney

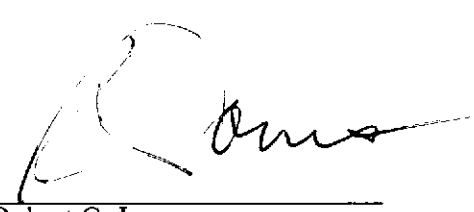
12 /s/ Russell E. Marsh

13 RUSSELL E. MARSH
14 Assistant United States Attorney
15 Chief, Criminal Division

16 **ORDER**

17 The Court having reviewed the motion of the government, and for good cause shown, the
18 government's Motion for Dismiss Superseding Indictment is hereby granted, and this matter is
19 dismissed with prejudice.

20 SO ORDERED.

21 
22 Robert C. Jones
23 Chief U.S. District Judge

24 11-30-2011